

INDIANA DEPARTMENT OF HOMELAND SECURITY CODE SERVICE SECTION

402 West Washington Street, Room W246 Indianapolls, IN 46204-2739 http://www.in.gov/dhs/fire/fp_bs_comm_code/



INSTRUCTION: Please refer to the attached four (4) page instructions.

Attach additional pages as needed to complete this application.

Variance number (Assigned by department)

1.	APPLICANT INFORMATION (Pe	erson who would be in v	violation if variance is	not granted;	usually this is the own		
Na	me of the applicant				Title	eig	
Kyle McDonald					Authorized Signatory		
Name of organization					Talephone number		
ACC OP (Sunset Avenue) LLC					(512) 732-1072		
	dress (number and street, city, state, and						
12	700 Hill Country Bouleva	rd Suite T-200 A	ustin, Texas 7873	38			
2.	PERSON SUBMITTING APPLICA	TION ON BEHALF OF T	HE APPLICANT (if not	submitted b	the applicant)		
Nai	me of person on behalf of the applicant				Title		
Edwin L. Rensink					Principal		
Name of organization					Telephone number	-	
RTM Consultants, Inc.					(317) 329-7700		
	fress (number and street, city, state, and						
	40 Parkdale Place, Suite J		iana 46254				
3. [DESIGN PROFESSIONAL OF RE	CORD (If applicable)					
	ne of design professional	Green Common Com			License number		
	ark Frisch				AR10700087		
	ne of organization	-			Telephone number		
	lomon Cordwell Buenz				(312) 896-1231		
	ress (number end street, city, state, and						
	5 North Michigan Avenue	Suite 800 Chicag	o, Illinois 60611				
/ E	PROJECT IDENTIFICATION						
Nam	ne of project				State project number	County	
Nem Bu	ne of project tler University Student Ho	ousing Building On	e		State project number	•	
Nam Bu Site	ne of project tler University Student Ho Address (number and street, city, state,	and Zip code)			State project number	Marion County	
Bu Site	tler University Student Ho Address (number and street, city, state, OO Sunset Avenue Indian	and Zip code)	e 5208		State project number	•	
Bu Site	ne of project tler University Student Ho Address (number and street, city, state,	and Zip code)		☐ Chan	State project number	Marion County	
Bu Site 460 Typ	tler University Student Ho Address (number and street, city, state, OO Sunset Avenue Indian	and Zip code) apolis, Indiana 46 □ Addition	5208	☐ Chan		•	
Bu Site 460 Typ	tler University Student Ho Address (number and street, city, state, OO Sunset Avenue Indian De of project: New REQUIRED ADDITIONAL INFORM	and Zip code) apolis, Indiana 46 □ Addition	5208 ☐ Alteration		ge of Occupancy	Marion County	
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7. DESCRIPTION OF REQUESTED VARIANCE							
Name of code or standard and edition involved		Specific code section					
2014 Indiana Building Code Nature of non-compliance (include a description of spaces, e	quipment etc involver	706.2					
The 2-hour fire wall will within the Type Sec. 706.2, which requires the wall to be will not cause the collapse of the wall. The project is comprised of a 5-story Type south building. The 2-hour fire wall is read-the wall the story Type VA building. Additionally,	VA building vectors substruction subserved in Construction subserved in order	rill not comply with the "struc ich that structural collapse on action north building and a 4-s r to comply with allowable are	one side or other of the wall story Type VA Construction ea limitations per floor for the				
8. DEMONSTRATION THAT PUBLIC HEALTH, SAI	FETY, AND WELFA	RE WILL BE PROTECTED					
Select one of the following statements:							
Non-compliance with the rule will not be adverse	to the public health	, safety or welfare; or					
 Applicant will undertake alternative actions in to public health, safety, or welfare. Explain w 	n lieu of compliand hy alternative acti	e with the rule to ensure that granting	g of the variance will not be adverse				
Facts demonstrating that the above selected statement is true) :						
The fire wall will comply with all oth	The fire wall will comply with all other applicable requirements of Sec. 706, including vertical and horizontal						
termination requirements. The building is of 1-hour construction	n throughout	nd will be must ded and the					
 The building is of 1-hour construction Several variances have been granted 	u unrougnout a for other resid	na win de provided with a spi ential buildings to pormit eith	ankler system per NFPA 13R.				
or to use fire barriers in lieu of fire w	valls, some with	use of an NFPA 13R sprinkle	er system, including 12-10-				
22(d), 13-08-41c, 13-09-47(a), and 14-	-02-42(a).		V				
9. DEMONSTRATION OF UNDUE HARDSHIP OR	HISTORICALLYS	GNIEICANT STRUCTURE					
Select one of the following statements:	THO TO MICAGE 13	ONI TOANT STRUCTURE					
☐ Imposition of the rule would result in an unduratility services	e hardship <i>(unusu</i>	al difficulty) because of physical lim	itations of the construction site or its				
☐ Imposition of the rule would result in an undue	hardship <i>(unusua</i>	I difficulty) because of major operation	onal problems in the use of the				
ouilding or structure ☑ Imposition of the rule would result in an undue hard ☐ Imposition of the rule would prevent the preservation	Iship <i>(unusual diffic</i>	culty) because of excessive costs of add	litional or altered construction elements				
Facts demonstrating that the above selected statement is true							
The additional cost to provide a structura	illy stable fire	vall is estimated at \$75,570.					
10. STATEMENT OF ACCURACY							
hereby certify under penalty of perjury that the inform	ation contained in t	nis application is accurate					
Signature of applicant or person submitting application	Please print nam	e	Date of signature (month, day, year)				
	Edwin L. Ren	sink					
Signature of design professional (if applicable)	Piease print nam	e	Date of signature (month, day, year)				
	Mark Frisch						
11. STATEMENT OF AWARENESS (If the applicat	ion is submitted o	n the applicant's behalf, the applican	t must sign the following statement).				
hereby certify under penalty of perjury that I am a							
Signature of applicant	Please print nam		Date of signature (month, day, year)				
	Kyle McDona	ld					



INDIANA DEPARTMENT OF HOMELAND SECURITY CODE SERVICE SECTION

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INSTRUCTION: Please refer to the attached four (4) page instructions. Variance number (Assigned by department) Attach additional pages as needed to complete this application. 1. APPLICANT INFORMATION (Person who would be in violation if variance is not granted: usually this is the owner) Name of the applicant Kyle McDonald **Authorized Signatory** Name of organization Telephone number ACC OP (Sunset Avenue) LLC (512) 732-1072 Address (number and street, city, state, and Zip code) 12700 Hill Country Boulevard Suite T-200 Austin, Texas 78738 2. PERSON SUBMITTING APPLICATION ON BEHALF OF THE APPLICANT (if not submitted by the applicant) Name of person on behalf of the applicant Edwin L. Rensink Principal Name of organization Telephone number RTM Consultants, Inc. (317) 329-7700 Address (number and street, city, state, and Zip code) 6640 Parkdale Place, Suite J., Indianapolis, Indiana 46254 3. DESIGN PROFESSIONAL OF RECORD (If applicable) Name of design professional License number Mark Frisch AR10700087 Name of organization Telephone number Solomon Cordwell Buenz (312) 896-1231 Address (number and street, city, state, and Zip code) 625 North Michigan Avenue, Suite 800 Chicago, Illinois 60611 4. PROJECT IDENTIFICATION Name of project State project number County **Butler University Student Housing Building One Marion County** Site Address (number and street, city, state, and Zip code) 4600 Sunset Avenue Indianapolis, Indiana Type of project: New □ Addition □ Alteration ☐ Change of Occupancy □ Existing 5. REQUIRED ADDITIONAL INFORMATION The following required Information has been included with this application (check as applicable): A check made payable to the Indiana Department of Homeland Security for the appropriate amount. (see instructions) One (1) set of plans or drawings and supporting data that describe the area affected by the requested variance and any proposed alternatives. Written documentation showing that the local fire official has received a copy of the variance application. Written documentation showing that the local building official has received a copy of the variance application. 6. VIOLATION INFORMATION Has the Plan Review Section of the Division of Fire & Building Safety issued a Correction Order? Yes (if yes, attach a copy of the Correction Order) Has a violation been issued? Yes (if yes, attach a copy of the Violation and answer the following) ■ No ☐ State Fire and Building Code Enforcement Section ☐ Local Fire Department

7. DESCRIPTION OF REQUESTED VARIANCE Name of code or standard and edition involved Specific code section 2014 Indiana Building Code 1007.2.1 Nature of non-compliance (include a description of spaces, equipment, etc. involved as necessary) The elevator serving the 5-story portion of the building will not be provided with a standby power generator. Sec. 1007.2.1 requires at least one accessible means of egress in 5-story buildings to be an elevator provided with emergency power backup. The project is comprised of a 5-story Type IIIA Construction north building and a 4-story Type VA Construction south building. A 3-hour fire wall will separate the buildings. 8 DEMONSTRATION THAT PUBLIC HEALTH, SAFETY. AND WELFARE WILL BE PROTECTED Select one of the following statements: Non-compliance with the rule will not be adverse to the public health, safety or welfare; or Applicant will undertake afternative actions in lieu of compliance with the rule to ensure that granting of the variance will not be adverse to public health, safety, or welfare. Explain why alternative actions would be adequate (be specific). Facts demonstrating that the above selected statement is true: An area of refuge, including a wheelchair space will be provided at each upper floor level landing in each of the 2 stair enclosures serving the 5th floor. Areas of refuge in stairs or accessing elevators are not required in buildings protected throughout with an automatic sprinkler system. The 5-story building will be protected throughout with an automatic sprinkler system per NFPA 13. The provision of areas of refuge within stairs on the upper levels will provide an accessible means of egress at least equivalent to an elevator used as an accessible means of egress. 4. The elevators will have battery back-up provided in order to permit lowering of the elevators in the event of loss of power. 5. Identical variances were granted for other 5-story residential buildings, including 14-02-19(a), 14-02-36(a), and 14-02-42(f). 9. DEMONSTRATION OF UNDUE HARDSHIP OR HISTORICALLY SIGNIFICANT STRUCTURE Select one of the following statements: ☐ Imposition of the rule would result in an undue hardship (unusual difficulty) because of physical limitations of the construction site or its utility services 🗖 Imposition of the rule would result in an undue hardship (unusual difficulty) because of major operational problems in the use of the building or structure Imposition of the rule would result in an undue hardship (unusual difficulty) because of excessive costs of additional or altered construction elements ☐ Imposition of the rule would prevent the preservation of An architecturally or a historically significant part of the building or structure. Facts demonstrating that the above selected statement is true: Hardship is the cost to install and maintain an emergency generator on the site. 10. STATEMENT OF ACCURACY I hereby certify under penalty of perjury that the information contained in this application is accurate Signature of applicant or person submitting application Please print name Date of signature (month, day, year) Edwin L. Rensink ature profession Please print name Date of signature (nionth, day, year) Mark Frisch 11. STATEMENT OF AWARENESS (If the application is submitted on the applicant's behalf, the applicant must sign the following statement) I hereby certify under penalty of perjury that I am aware of this request for variance and that this application is being submitted on my behalf.

Please print name

Kvle McDonald

Date of signature (month, day, year)

12-110

Signature of applicant

McDonel



INDIANA DEPARTMENT OF HOMELAND SECURITY CODE SERVICE SECTION

402 West Washington Street, Room W246 Indianapolis, IN 46204-2739 http://www.in.gov/dhs/fire/fp_bs_comm_code/



INSTRUCTION: Please refer to the attached four (4) page instructions. Variance number (Assigned by department) Attach additional pages as needed to complete this application. 1. APPLICANT INFORMATION (Person who would be in violation if variance is not granted; usually this is the owner.) Name of the applicant Kyle McDonald **Authorized Signatory** Name of organization Telephone number ACC OP (Sunset Avenue) LLC (512) 732-1072 Address (number and street, city, state, and Zip code) 12700 Hill Country Boulevard Suite T-200 Austin, Texas 78738 2. PERSON SUBMITTING APPLICATION ON BEHALF OF THE APPLICANT (if not submitted by the applicant) Name of person on behalf of the applicant Edwin L. Rensink Principal Name of organization Telephone number RTM Consultants, Inc. (317) 329-7700 Address (number end street, city, state, and Zip code) 6640 Parkdale Place, Suite J., Indianapolis, Indiana 46254 3. DESIGN PROFESSIONAL OF RECORD (If applicable) Name of design professional License number Mark Frisch AR10700087 Name of organization Telephone number Solomon Cordwell Buenz (312) 896-1231 Address (number and street, city, state, and Zip code) 625 North Michigan Avenue, Suite 800 Chicago, Illinois 60611 4. PROJECT IDENTIFICATION Name of project State project number County **Butler University Student Housing Building One Marion County** Site Address (number and street, city, state, and Zip code) 4600 Sunset Avenue Indianapolis, Indiana Type of project: New ☐ Addition ☐ Alteration ☐ Change of Occupancy □ Existing 5. REQUIRED ADDITIONAL INFORMATION The following required information has been included with this application (check as applicable): A check made payable to the Indiana Department of Homeland Security for the appropriate amount. (see instructions) One (1) set of plans or drawings and supporting data that describe the area affected by the requested variance and any proposed alternatives. Written documentation showing that the local fire official has received a copy of the variance application. Written documentation showing that the local building official has received a copy of the variance application. 6. VIOLATION INFORMATION Has the Plan Review Section of the Division of Fire & Building Safety issued a Correction Order? Yes (if yes, attach a copy of the Correction Order) No Has a violation been issued? Yes (if yes, attach a copy of the Violation and answer the following) Nρ State Fire and Building Code Enforcement Section ☐ Local Fire Department

7. DESCRIPTION OF REQUESTED VARIANCE Name of code or standard and edition involved Specific code section 2014 Indiana Building Code 706.2, exception Nature of non-compliance (include a description of spaces, equipment, etc. involved as necessary) The 3-hour fire wall be structurally independent of the 4-story Type VA building, but not the adjoining 5-story Type IIIA building. Code requires structurally stability for the fire wall, such that collapse of construction on either side of the fire wall will not cause collapse of the wall. The exception exempts fire walls from the structural stability requirement for buildings protected on both sides of the fire wall with a sprinkler system per NFPA 13. An NFPA 13 sprinkler system will be provided in the Type IIIA building, but not in the Type VA building. The project is comprised of a 5-story Type IIIA Construction north building and a 4-story Type VA Construction south building. A 3-hour fire wall will separate the buildings. 8. DEMONSTRATION THAT PUBLIC HEALTH, SAFETY, AND WELFARE WILL BE PROTECTED Select one of the following statements: Non-compliance with the rule will not be adverse to the public health, safety or welfare; or Applicant will undertake alternative actions in lieu of compliance with the rule to ensure that granting of the variance will not be adverse to public health, safety, or welfare. Explain why alternative actions would be adequate (be specific). Facts demonstrating that the above selected statement is true: The Type IIIA building where structure is tied to the fire wall will be protected with a sprinkler system per **NFPA 13.** The fire wall will be structurally independent of the Type VA building, where the NFPA 13R system is provided. Several variances have been granted for other residential buildings to permit either lack of structural stability or to use fire barriers in lieu of fire walls, some with use of an NFPA 13R sprinkler system, including 12-10-22(d), 13-08-41c, 13-09-47(a), and 14-02-42(a). 9. DEMONSTRATION OF UNDUE HARDSHIP OR HISTORICALLY SIGNIFICANT STRUCTURE Select one of the following statements: 🗆 Imposition of the rule would result in an undue hardship (unusual difficulty) because of physical limitations of the construction site or its utility services ☐ Imposition of the rule would result in an undue hardship (unusual difficulty) because of major operational problems in the use of the Imposition of the rule would result in an undue hardship (unusual difficulty) because of excessive costs of additional or altered construction elements Imposition of the rule would prevent the preservation of An architecturally or a historically significant part of the building or structure. Facts demonstrating that the above selected statement is true: The fire wall is being used as a shear wall for the Type IIIA north building. Hardship is complete separation of the structure from the fire wall for the Type IIIA north building. Due to location of elevator and stair shafts adjacent to the fire wall, creating another wall to serve as a shear wall is a practical hardship, as well as cost. 10. STATEMENT OF ACCURACY I hereby certify under penalty of perjury that the information contained in this application is accurate Signature of applicant or person submitting application Date of signature (month, day, year) Please print name Edwin L. Rensink Signature of design professional (applicab Please print name Date of signature (month, day, year) Mark Frisch 11. STATEMENT OF AWARENESS (If the application is submitted on the applicant's behalf, the applicant must sign the following statement)

I hereby certify under penalty of perjury that I am aware of this request for variance and that this application is being submitted on my behalf.

Date of signature (month, day, year)

12/10/14

Please print name

Kyle McDonald

Signature of applicant



INDIANA DEPARTMENT OF HOMELAND SECURITY CODE SERVICE SECTION

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INSTRUCTION: Please refer to the attached four (4) page instructions. Variance number (Assigned by department) Attach additional pages as needed to complete this application. † APPLICANT INFORMATION (Person who would be in violation if variance is not granted: usually this is the owner Name of the applicant Kyle McDonald **Authorized Signatory** Name of organization Telephone number ACC OP (Sunset Avenue) LLC (512) 732-1072 Address (number and street, city, state, and Zip code) 12700 Hill Country Boulevard Suite T-200 Austin, Texas 78738 2. PERSON SUBMITTING APPLICATION ON BEHALF OF THE APPLICANT (if not submitted by the applicant) Name of person on behalf of the applicant Edwin L. Rensink Principal Name of organization Telephone number RTM Consultants, Inc. (317) 329-7700 Address (number and street, city, state, and Zip code) 6640 Parkdale Place, Suite J., Indianapolis, Indiana 46254 3. DESIGN PROFESSIONAL OF RECORD (If applicable) Name of design professional License number Mark Frisch AR10700087 Name of organization Telephone number Solomon Cordwell Buenz (312) 896-1231 Address (number and street, city, state, and Zip code) 625 North Michigan Avenue, Suite 800 Chicago, Illinois 60611 4. PROJECT IDENTIFICATION Name of project State project number County **Butler University Student Housing Building One** Marion County Site Address (number and street, city, state, and Zip code) 4600 Sunset Avenue Indianapolis, Indiana Type of project: New ☐ Addition □ Alteration ☐ Change of Occupancy □ Existing 5. REQUIRED ADDITIONAL INFORMATION The following required information has been included with this application (check as applicable): A check made payable to the Indiana Department of Homeland Security for the appropriate amount. (see instructions) One (1) set of plans or drawings and supporting data that describe the area affected by the requested variance and any proposed alternatives. Written documentation showing that the local fire official has received a copy of the variance application. Written documentation showing that the local building official has received a copy of the variance application. 6. VIOLATION INFORMATION Has the Plan Review Section of the Division of Fire & Building Safety issued a Correction Order? Yes (if yes, attach a copy of the Correction Order) Has a violation been issued? Yes (if yes, attach a copy of the Violation and answer the following) No Violation Issued by: Local Building Department ☐ State Fire and Building Code Enforcement Section Local Fire Department

7. DESCRIPTION OF REQUESTED VARIANCE	W PE		
Name of code or standard and edition involved		Specific code section	
2014 Indiana Building Code Nature of non-compliance (include a description of spaces, e	unuinment etc Involved	716.5.9	
New dormitory sleeping room door assen be either self- or automatic-closing, based	nblies will not t d upon the 20-n	pe provided with closers. The ninute fire rating.	•
The project is comprised of a 5-story Typesouth building. A 3-hour fire wall will se			story Type VA Construction
8: DEMONSTRATION THAT PUBLIC HEALTH, SAI	FETY. AND WELFA	RE WILL BE PROTECTED	
Select one of the following statements:			
■ Non-compliance with the rule will not be adverse	to the public health,	safety or welfare; or	
 Applicant will undertake alternative actions in to public health, safety, or welfare. Explain w 	<u>hy alternative actio</u>	with the rule to ensure that granth ons would be adequate (be specific	ng of the variance will not be adverse
Facts demonstrating that the above selected statement is true	9:		
 The building will be protected throug NFPA 13 in the Type IIIA building. 	ghout with a sp	rinkler system - NFPA 13R i	n the Type VA building, and
2. The corridors will be provided with a	smoke detecti	on system connected to the b	uilding fire alarm system -
corridor smoke detectors are not req			
smoke detectors, as required. I dentical variances were granted for			416.11
 Identical variances were granted for approvals: [98-4-9], [00-2-23], [00-5-9 			
[14-1-37(e)].	/j, [00-11 -4 /(a)]	, [07-07-20(a)], [10-1-37(b)],	[11-3-17(a)], [12-03-30c], and
9. DEMONSTRATION OF UNDUE HARDSHIP OR	HISTORICALLY SIG	GNIFICANT STRUCTURE	
DEMONSTRATION OF UNDUE HARDSHIP OR Select one of the following statements:	HISTORICALLY SIG	GNIFICANT STRUCTURE	
	· · · · · · · · · · · · · · · · · · ·		nitations of the construction site or its
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